

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Wednesday, September 6, 2006 10:30 a.m. Room 308 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative William Van Regenmorter**, Chair.

MEMBERS PRESENT: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Virgil Smith.

MEMBER ABSENT/EXCUSED: Representatives McConico and Bieda.

Representative Bieda moved to adopt the minutes of the **June 28, 2006** meeting. The motion was supported by **Representative Newell**. There being no objection, the motion prevailed by unanimous consent.

Chairman Van Regenmorter laid **SB 712** before the committee:

SB 712 Brown	Crimes; gambling; allowance of gambling on certain card games at senior citizen housing facility; revise to include senior center that is not a housing facility.
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Representative Rocca moved to report **SB 712** with the recommendation that the bill be referred to the Committee on Senior Health, Security, and Retirement. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **10-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Newell, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino and Adamini,
Nays: None,
Pass: None.

Chairman Van Regenmorter laid **HB 6307** before the committee:

HB 6307 Emmons	Crimes; criminal sexual conduct; list of individuals who can be charged with criminal sexual conduct; expand to include coaches.
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TESTIMONY

Representative Emmons, sponsor of HB 6307, explained her bill to the committee. Questions and discussion followed.

Bill Forsyth, Kent County Prosecuting Attorney, representing the Prosecuting Attorney Association of Michigan (PAAM), testified. Questions and discussion followed.

Noah Smith, representing the Michigan Coalition Against Domestic and Sexual Violence, submitted a card in support of the bill and did not wish to speak.

Chairman Van Regenmorter laid **HB 5435** before the committee:

HB 5435 Jones	Law enforcement; other; possession and operation of electrical devices designed to temporarily incapacitate persons; allow for certain civilian detention officers.
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TESTIMONY

Representative Jones, sponsor of HB 5435, explained his bill to the committee.

William Fabijancic, Jr., representing the Lansing Police Department, testified in support of the bill.

Ron Dehne, representing Michigan Taser, testified in support of the bill.

Mark Alley, Lansing Chief of Police, submitted a letter in support of the bill.

Jeff Kirkpatrick, representing the Michigan Court Officers and Deputy Sheriffs Association submitted a card in support of the bill and did not wish to speak.

Matt Bolger, representing the Michigan State Police, submitted a card in support of the bill and did not wish to speak.

Representative Stakoe moved to adopt the substitute **(H-1)** to **HB 5435**. The motion was supported by **Representative Elsenheimer**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Virgil Smith,

Nays: None,

Pass: None.

Representative Nofs offered the following amendment to **HB 5435 (H-1)**:

1. Amend page 2, following line 21, by inserting:
“(x) **AN INDIVIDUAL EMPLOYED AS A PRIVATE SECURITY POLICE OFFICER. AS USED IN THIS SUBPARAGRAPH, “PRIVATE SECURITY POLICE” MEANS THAT TERM AS DEFINED IN SECTION 2 OF THE PRIVATE SECURITY BUSINESS AND SECURITY ALARM ACT, 1968 PA 330, MCL 338.1052.**”.

Representative Nofs moved to adopt the amendment. The motion was supported by **Representative Stakoe**.

The motion prevailed by a vote of **12-0-1**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Condino, Adamini and Virgil Smith,

Nays: None,

Pass: Representative Lipsey.

Representative Jones moved to report **HB 5435** with recommendation, as substitute (**H-2**). The motion was supported by **Representative Elsenheimer**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Virgil Smith,

Nays: None,

Pass: None.

Representative Rocca moved to excuse absent members from the committee. The motion was supported by **Representative Newell**. There being no objection, the motion prevailed by unanimous consent.

There being no further business to come before the committee, the Chair adjourned the meeting at 11:09 a.m.

Representative William Van Regenmorter, Chair
House Standing Committee on Judiciary

Malika Abdur-Rashid

Committee Clerk

517-373-7256

39 Minutes